



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

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Douglas W. Domenech
Secretary of Natural Resources

David K. Paylor
Director

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August 16, 2012

VIA ELECTRONIC MAIL

Mr. Robert E. Winstead
Environmental Manager
BAE Systems Ordnance Systems Inc.
Radford Army Ammunition Plant
114 Peppers Ferry Road, P.O. Box 1
Radford, Virginia 24143

**Re: Radford Army Ammunition Plant, Radford, VA
EPA ID No. VA1210020730, Approval of Class 1 Modification to the Incinerator
Treatment and Storage Permit – Change in Permit Operator**

Dear Mr. Winstead:

The Virginia Department of Environmental Quality (DEQ) is in receipt of the Class 1 hazardous waste Permit modification request dated June 14, 2012, from the Radford Army Ammunition Plant (RFAAP), Radford, Virginia, facility. In addition, the DEQ is in receipt of the signed, updated Part A Application in support of the Class 1 modification request that was received on June 22, 2012.

The requested modification dated June 14, 2012, consists of three parts, and the first two parts listed below apply throughout the existing permit. The three parts are numbered and described below:

1. The DEQ received the RFAAP's June 14, 2012, letter detailing the transfer of the hazardous waste management permit for incineration treatment and storage. The first paragraph of the letter states that the operator is to change from Alliant Ammunition and Powder Company, LLC to BAE Ordnance Systems Inc.

2. The RFAAP's June 14, 2012, letter also states that the definition of the permittees is changed from the United States Army and the Alliant Ammunition and Powder Company, LLC to BAE Systems Ordnance Systems Inc and the United States Army.
3. In addition, the RFAAP's June 14, 2012, letter states that the first page of the waste analysis plan text in Attachment II.B is changed from "Only wastes generated at RFAAP by the permittees may be stored or treated at the permitted treatment and storage areas" to "Only wastes generated at RFAAP may be stored or treated at the permitted treatment and storage areas."

The RFAAP's June 14, 2012, letter stated that no new waste streams beyond those currently authorized under the two hazardous waste permits are proposed for burning, and Alliant will continue to operate business units on the installation as a tenant operation that will generate energetic (D003) hazardous wastes currently burned in the on-site treatment units (incineration and open burning).

The proposed changes to the hazardous waste permit are approved and in accordance with the requirements of 40 CFR § 270.42, Appendix I.A.7 - Changes in ownership or operational control of a facility, provided the procedures of 40 CFR § 270.40(b) are followed. This constitutes a Class 1 modification to the permit that does require the Director's signature.

As provided by Rule 2A:2 of the Supreme Court of Virginia, you have 30 days from the date of service of this decision to initiate a legal appeal by filing a notice of appeal with:

David K. Paylor, Director
Department of Environmental Quality
629 East Main Street
PO Box 1105
Richmond VA 23218

In the event that this decision is served to you by mail, the date of service will be calculated as three days after the postmark date. Please refer to Part 2A of the Rules of the Supreme Court of Virginia, which describes the required content of the Notice of Appeal, including specifications of the Circuit Court to which the appeal is taken, and additional requirements concerning appeals from decisions of administrative agencies.

The DEQ has inserted the replacement pages (3) and the additional page into the Central File copy of the hazardous waste permit that will subsequently be scanned into the DEQ's electronic document management system (Filenet/ECM). Please update RFAAP's copies of the hazardous waste permit with the replacement pages and the additional page.

In addition all persons on the facility mailing lists (Enclosed) must receive a notice of this modification in accordance with 40 CFR 270.42(a)(1)(ii) within 90 days of the DEQ's approval of this modification. Please submit evidence of this mailing (return receipts, copy of the notification letter) when it is available.

If you have any questions or comments concerning this permit action, please contact Russell L. McAvoy or my staff at (804) 698-4194 or by e-mail at russell.mcavoy@deq.virginia.gov.

Sincerely,



Leslie A. Romanchik
Hazardous Waste Program Manager

Attachments – 1) Facility Mailing Lists, 2) Modified Page Prior to Signature Page, 3) Modified First Page in Definitions, 4) Modified First Page of Waste Analysis Plan, 5) Additional Page Detailing the Modification (to be inserted into the Permit)

cc: Andrea Barbieri, EPA, Region III (3LC50) w/attachments
Aziz Farahmand, DEQ, Blue Ridge Regional Office
Beth Lohman, DEQ, Blue Ridge Regional Office
Russell McAvoy, DEQ, CO
Jutta Schneider, DEQ, CO
Vince Maiden, DEQ, CO
Julia King-Collins, DEQ
Central Hazardous Waste Files w/attachments